IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 9TH JULY 2007 / 18TH ASHADHA 1929

WP(C).No. 20571 of 2007(Y)

PETITIONER:

A.B.MOHANAN, AGED 57,
S/O BHASKARAN, ERAVULLIL HOUSE,
MANAKKAPADY, KARUMALOOR P.O., N.PARUR.
(STATION MASTER, RETIRED KSRTC, MALA).

BY ADV. SRI.P.JAYAKUMAR
SRI.V.N.MOHANADASAN

RESPONDENTS:

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1. MANAGING DIRECTOR,
KERALA STATE ROAD TRANSPORT CORPORATION,
TRANSPORT BHAVAN, TRIVANDRUM.

2. ASSISTANT TRANSPORT OFFICER,
K.S.R.T.C., MALA.

3. SECRETARY,
KARUMALLOOR SERVICE CO-OPERATIVE BANK LTD.,
NO. 737, N.PARUR, KARUMALLOOR P.O.

BY SRI.JOHNSON P. JOHN, SC, KSRTC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.20571 OF 2007

Dated this the 9th day of July, 2007

JUDGMENT

Petitioner had retired from Kerala State Road Transport Corporation on February 28, 2005. His grievance is that his Death Cum Retirement Gratuity is not being disbursed to him without any justifiable reasons. Petitioner contends that he is in dire financial straits. The Bank from which he had availed of a loan is threatening to initiate recovery proceedings against him.

2. Obviously, the Corporation has not disbursed the Death Cum Retirement gratuity to the petitioner in view of the directions issued by a Division Bench of this Court in Writ Appeal No.289/2001.

3. Learned Standing Counsel for the Corporation submits that the Corporation has disbursed the benefits to the employees who had retired upto June 2003.

4. I am not satisfied that the petitioner is entitled to get out of turn payment. Admittedly, thousands of retired

employees of the Corporation, who had retired even earlier than the petitioner, are waiting in the queue. Necessarily petitioner is also bound to wait for his turn. This is not a fit case to issue a direction to the Corporation to release the Death Cum Retirement Gratuity to the petitioner out of turn.

Writ petition is dismissed.

A.K.BASHEER, JUDGE

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